



DAC#
(S) #22

PATENT

Docket No.: 201487/1030 (SEN-002PCT-US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Karube et al.)
Serial No. : CPA of 09/623,970)
Cnfrm. No. : 1866)
Filed : March 12, 1999)
For : SITE-SPECIFIC CELL PERFORATION)
TECHNIQUE)

Examiner:
B. Loeb

Art Unit:
1636

RECEIVED

JUL 30 2003

OFFICE OF PETITIONS

NOTIFICATION REGARDING LOSS OF ENTITLEMENT
TO SMALL ENTITY STATUS AND PAYMENT OF DEFICIENCY PURSUANT TO
37 CFR §§ 1.27(g) and 1.28(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR § 1.27(g), applicants hereby notify the U.S. Patent and Trademark Office that the above-identified application is no longer entitled to small entity status.

At the time of filing the above application, small entity status was properly established. However, effective as of November 25, 2002, applicants determined that they would no longer claim small entity status. A change in the status of the present application from small entity to large entity is, therefore, requested.

Pursuant to 37 CFR § 1.28(c), enclosed with this notification is payment for fees owed for the deficient payments resulting from the change from small to large entity status. In particular, on June 9, 2003, applicants filed a Continued Prosecution Application and erroneously paid the small entity filing fee and the small entity fee for a Five-Month Extension of Time. Accordingly, pursuant to 37 CFR § 1.28(c), a check for \$1,360.00 is enclosed, representing the deficiency payment due for the above-identified application as shown in the itemization below.

Adjustment date: 07/30/2003 MAHMED2
06/11/2003 MAHMED1 00000117 09623970
01 FC:2006 -375.00 OP

Adjustment date: 07/30/2003 MAHMED2
06/11/2003 MAHMED1 00000117 09623970
02 FC:2255 -985.00 OP

07/30/2003 MAHMED1 00000083 09623970

01 FC:1006 750.00 OP
02 FC:1255 1970.00 OP

Date	Action – Fees Paid	Amount Paid (Small Entity)	Current Fee (Large Entity)	Amount Owed
06/9/2003	Basic Filing Fee	\$375.00	\$750.00	\$375.00
06/9/2003	Extension for Reply Within Fifth Month	\$985.00	\$1,970.00	\$985.00
Current Deficiency Owed				\$1,360.00

The Commissioner is authorized to charge any other necessary fees or credit any overpayment to Deposit Account No. 14-1138.

Respectfully submitted,

Date: July 23, 2003

Alice Y. Choi
Alice Y. Choi
Registration No. 45,758

NIXON PEABODY LLP
Clinton Square, P.O. Box 31051
Rochester, New York 14603-1051
Telephone: (585) 263-1508
Facsimile: (585) 263-1600

Certificate of Mailing - 37 CFR 1.8(a)	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450, on the date below.	
<u>July 23, 2003</u> Date	<u>Ruth R. Smith</u> Ruth R. Smith



TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/623,970
		Filing Date	March 12, 1999
		First Named Inventor	Karube
		Group Art Unit	1636
		Examiner Name	B. Loeb
Total Number of Pages in This Submission	15	Attorney Docket Number	201487/1030 (SEN-002PCT-US)

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ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Declaration and Power of Attorney	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Application Data Sheet
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> A self-addressed, prepaid postcard for acknowledging receipt
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> CD, Number of CD(s) _____	<input checked="" type="checkbox"/> Request for Reconsideration
<input type="checkbox"/> A copy of the Notice to Missing Parts under 37 CFR 1.52 or 1.53		<input checked="" type="checkbox"/> Declaration of Takashi Saitoh
		<input checked="" type="checkbox"/> Notification Regarding Loss of Entitlement to Small Entity Status
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 14-1138 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Alice Y. Choi Nixon Peabody LLP Clinton Square, P.O. Box 31051 Rochester, New York 14603-1051 Telephone: (585) 263-1508 Fax: (585) 263-1600
Signature	<i>Alice Y. Choi</i>
Date	<i>July 23, 2003</i>

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]	
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<input type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) _____	
<i>July 23, 2003</i> Date	<i>Ruth R. Smith</i> Signature Ruth R. Smith Typed or printed name

FEE TRANSMITTAL FOR FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$1,360

Complete if Known	
Application Number	09/623,970
Filing Date	March 12, 1999
First Named Inventor	Karube
Examiner Name	B. Loeb
Art Unit	1636
Attorney Docket No.	201487/1030 (SEN-002PCT-US)

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number
14-1138

Deposit Account Name
Nixon Peabody LLP

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$ 0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
	-20** =	X	0
Independent Claims	-3** =	X	0
Multiple Dependent	X		0

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
1051	130	2051	65	Surcharge - late filing fee or oath
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
1053	130	2053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
1251	110	2251	55	Extension for reply within first month
1252	410	2252	205	Extension for reply within second month
1253	930	2253	465	Extension for reply within third month
1254	1,450	2254	725	Extension for reply within fourth month
1255	1,970	2255	985	Extension for reply within fifth month
1401	320	2401	160	Notice of Appeal
1402	320	2402	160	Filing a brief in support of an appeal
1403	280	2403	140	Request for oral hearing
1451	1,510	1451	1,510	Petition to institute a public use proceeding
1452	110	2452	55	Petition to revive - unavoidable
1453	1,300	2453	650	Petition to revive - unintentional
1501	1,300	2501	650	Utility issue fee (or reissue)
1502	470	2502	235	Design issue fee
1503	630	2503	315	Plant issue fee
1460	130	1460	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of Information Disclosure Stmt
8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))
1801	750	2801	375	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application

Other fee (specify) Deficiency Owed Pursuant to 37 CFR §§ 1.27(g) and 1.28(c)

1,360

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$1,360

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

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- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) _____

July 23, 2003
Date

Ruth R. Smith
Signature

Ruth R. Smith

Typed or printed name

SUBMITTED BY

Name (Print/Type)	Alice Y. Choi	Registration No. (Attorney/Agent)	45,758	Complete (if applicable)	
Signature	<u>Alice Y. Choi</u>	Telephone	(585) 263-1508	Date	<u>July 23, 2003</u>

SEND TO: Commissioner for Patents
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Alexandria, VA 22313-1450